

**IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF MISSOURI  
SOUTHWESTERN DIVISION**

**P.A.,  
By and through her Next Friend,  
Teresa Allen**

**AND,**

**K.E.,  
By and through her Next Friend,  
Kelly England,**

**Plaintiffs,**

**v.**

**SENECA R-VII SCHOOL DISTRICT &  
BOARD OF EDUCATION, et al.,**

**Defendants.**

**Case No. 3:10-CV-03523**

**DEFENDANTS' RESPONSE TO PLAINTIFFS' DISMISSAL WITH PREJUDICE**

Defendants Seneca R-VII School District & Board of Education, Joe Caputo, Wayne Blaylock, Britt Burr, Tosha Fox, Gary Little, Richard Cook, Teryl Malone, David Pickering and Roger Robertson (collectively "Defendants"), by and through undersigned counsel, provide this Response to Plaintiffs' Dismissal with Prejudice.

All Defendants agree to this Dismissal with Prejudice. The Defendants have not compensated the Plaintiffs in conjunction with this dismissal, but rather, have permitted the Plaintiffs to dismiss this matter with prejudice to its re-filing.

Respectfully submitted,

**Case & Roberts P.C.**

s/ Randi L. Helms

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**Certificate of Service**

I hereby certify that on May 2, 2011, a true and correct copy of the above and foregoing was served by electronic filing with the Clerk of the Court using the CM/ECF system, which will automatically send email notification of such filing to the following attorney of record:

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Attorney for Plaintiffs

s/ Randi L. Helms

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Randi L. Helms